



UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE ROSALES,  
aka Don Pancho,

Defendant.

2:09-CR-302-GMN (PAL)

**PRELIMINARY ORDER OF FORFEITURE**

This Court finds that on March 14, 2011, defendant JOSE ROSALES pled guilty to Count One of an Eight-Count Superseding Criminal Indictment charging him in Count One with Conspiracy to Distribute Methamphetamine, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(viii) and 846.

This Court finds defendant JOSE ROSALES agreed to the forfeiture of the property set forth in Forfeiture Allegations of the Superseding Criminal Indictment.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America has shown the requisite nexus between property set forth in the Forfeiture Allegations of the Superseding Criminal Indictment and the offenses to which defendant JOSE ROSALES pled guilty.

The following assets are subject to forfeiture pursuant to Title 21, United States Code, Section 853(a)(1); Title 21, United States Code, Section 853(a)(2); Title 18, United States Code, Section

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1 924(d)(1), (2)(C), and (3)(B) and Title 28, United States Code, Section 2461(c); and Title 21, United  
2 States Code, Section 881(a)(11) and Title 28, United States Code, Section 2461(c):

- 3 a. a Glock Model 23, 40 caliber handgun bearing serial number BES848US;
- 4 b. a Marlin .22 caliber rifle bearing serial number 94414112;
- 5 c. any and all ammunition; and
- 6 d. an *in personam* criminal forfeiture money judgment in the amount of \$9,050.00.

7 This Court finds the United States of America is now entitled to, and should, reduce the  
8 aforementioned property to the possession of the United States of America.

9 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the  
10 United States of America should seize the aforementioned property.

11 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of  
12 JOSE ROSALES in the aforementioned property is forfeited and is vested in the United States of  
13 America and shall be safely held by the United States of America until further order of the Court.

14 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America  
15 shall publish for at least thirty (30) consecutive days on the official internet government forfeiture  
16 website, [www.forfeiture.gov](http://www.forfeiture.gov), notice of this Order, which shall describe the forfeited property, state  
17 the time under the applicable statute when a petition contesting the forfeiture must be filed, and state  
18 the name and contact information for the government attorney to be served with the petition, pursuant  
19 to Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

20 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed  
21 with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101.

22 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,  
23 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the  
24 following address at the time of filing:

25 ...

26 ...

1 Michael A. Humphreys  
2 Assistant United States Attorney  
3 Daniel D. Hollingsworth  
4 Assistant United States Attorney  
5 Lloyd D. George United States Courthouse  
6 333 Las Vegas Boulevard South, Suite 5000  
7 Las Vegas, Nevada 89101.

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein  
9 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency  
10 following publication of notice of seizure and intent to administratively forfeit the above-described  
11 property.

12 DATED this 14 day of March, 2011.

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14 UNITED STATES DISTRICT JUDGE  
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